IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| WYLE E. COYOTE, |) 4:05cv600 |
|-------------------|-------------------|
| Plaintiff, vs. |))) ORDER |
| ACME Corporation, |) |
| Defendant. |) |
| |) |

IT IS ORDERED that the Defendant's motion to dismiss, filing 2, is denied. Defendant

is given until January 27, 2006 to file an answer to the complaint.

DATED this 28th day of December, 2005.

BY THE COURT:

s/ John V. Hendry United States District Judge